

JOURNAL OF THE HOUSE

EIGHTY-EIGHTH SESSION

THIRTY-FIFTH DAY

STATE OF SOUTH DAKOTA
House of Representatives, Pierre
Wednesday, March 6, 2013

The House convened at 11:00 a.m., pursuant to adjournment, the Speaker presiding.

The prayer was offered by the Chaplain, Pastor Ron Walker, followed by the Pledge of Allegiance led by House pages Megan Ford, Matt Halter, and Epiphany Knedler.

Roll Call: All members present except Reps. Carson and Tulson who were excused.

APPROVAL OF THE JOURNAL

MR. SPEAKER:

The Committee on Legislative Procedure respectfully reports that the Chief Clerk of the House has had under consideration the House Journal of the thirty-fourth day.

All errors, typographical or otherwise, are duly marked in the temporary journal for correction.

And we hereby move the adoption of the report.

Respectfully submitted,
Brian G. Gosch, Chair

Which motion prevailed.

REPORTS OF CONFERENCE COMMITTEES

Cc1214A

MR. SPEAKER:

The Conference Committee respectfully reports that it has considered HB 1214 and the amendments thereto made by the Senate, and the disagreement of the two houses thereon, and recommends that the House do not concur with the Senate amendments to HB 1214 and do not appoint a new committee.

Respectfully submitted,
Jon Hansen
House Committee Chair

Respectfully submitted,
Jean Hunhoff
Senate Committee Chair

Cc147A

Also MR. SPEAKER:

The Conference Committee respectfully reports that it has considered SB 147 and the amendments thereto made by the House, and the disagreement of the two houses thereon, and recommends that the Senate do not concur with the House amendments to SB 147 and do not appoint a new committee.

Respectfully submitted,
David Lust
House Committee Chair

Respectfully submitted,
Craig Tieszen
Senate Committee Chair

Cc5A

Also MR. SPEAKER:

The Conference Committee respectfully reports that it has considered SB 5 and the amendments thereto made by the House, and the disagreement of the two houses thereon, and recommends that SB 5 be amended as follows:

5ck

On page 5 of the House engrossed bill, delete lines 6 to 11, inclusive.

Respectfully submitted,
Scott Munsterman
House Committee Chair

Respectfully submitted,
Russell Olson
Senate Committee Chair

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1 So the motion having received an affirmative vote of a majority of the members-elect, the
2 Speaker declared the motion carried and the amendments were concurred in.

3 Rep. Dryden moved that the House do concur in Senate amendments to HB 1098.

4 The question being on Rep. Dryden's motion that the House do concur in Senate
5 amendments to HB 1098.

6 And the roll being called:

7 Yeas 67, Nays 1, Excused 2, Absent 0

8 Yeas:

9 Bartling; Bolin; Cammack; Campbell; Conzet; Craig; Cronin; Dryden; Duvall; Ecklund;
10 Erickson; Feickert; Feinstein; Gibson; Greenfield; Haggar (Don); Haggar (Jenna); Hajek;
11 Hansen; Hawks; Hawley; Heinemann (Leslie); Heinert; Hickey; Hoffman; Hunhoff (Bernie);
12 Johns; Kaiser; Killer; Kirschman; Kopp; Latterell; Lust; Magstadt; May; Mickelson; Miller;
13 Munsterman; Nelson; Novstrup (David); Olson (Betty); Otten (Herman); Parsley; Peterson;
14 Qualm; Rasmussen; Ring; Romkema; Rounds; Rozum; Schaefer; Schoenfish; Schrempp; Sly;
15 Soli; Solum; Stalzer; Steele; Stevens; Tyler; Verchio; Werner; Westra; Wick; Wink; Wismer;
16 Speaker Gosch

17 Nays:

18 Russell

19 Excused:

20 Carson; Tulson

21 So the motion having received an affirmative vote of a majority of the members-elect, the
22 Speaker declared the motion carried and the amendments were concurred in.

23 Rep. Ecklund moved that the House do concur in Senate amendments to HB 1233.

24 The question being on Rep. Ecklund's motion that the House do concur in Senate
25 amendments to HB 1233.

26 And the roll being called:

27 Yeas 68, Nays 0, Excused 2, Absent 0

1 Yeas:

2 Bartling; Bolin; Cammack; Campbell; Conzet; Craig; Cronin; Dryden; Duvall; Ecklund;
3 Erickson; Feickert; Feinstein; Gibson; Greenfield; Hagggar (Don); Hagggar (Jenna); Hajek;
4 Hansen; Hawks; Hawley; Heinemann (Leslie); Heinert; Hickey; Hoffman; Hunhoff (Bernie);
5 Johns; Kaiser; Killer; Kirschman; Kopp; Latterell; Lust; Magstadt; May; Mickelson; Miller;
6 Munsterman; Nelson; Novstrup (David); Olson (Betty); Otten (Herman); Parsley; Peterson;
7 Qualm; Rasmussen; Ring; Romkema; Rounds; Rozum; Russell; Schaefer; Schoenfish;
8 Schrempp; Sly; Soli; Solum; Stalzer; Steele; Stevens; Tyler; Verchio; Werner; Westra; Wick;
9 Wink; Wismer; Speaker Gosch

10 Excused:

11 Carson; Tulson

12 So the motion having received an affirmative vote of a majority of the members-elect, the
13 Speaker declared the motion carried and the amendments were concurred in.

14 Rep. Ecklund moved that the House do concur in Senate amendments to HB 1234.

15 The question being on Rep. Ecklund's motion that the House do concur in Senate
16 amendments to HB 1234.

17 And the roll being called:

18 Yeas 66, Nays 2, Excused 2, Absent 0

19 Yeas:

20 Bartling; Bolin; Cammack; Campbell; Conzet; Craig; Cronin; Dryden; Duvall; Ecklund;
21 Erickson; Feickert; Feinstein; Gibson; Greenfield; Hagggar (Don); Hagggar (Jenna); Hajek;
22 Hansen; Hawks; Hawley; Heinemann (Leslie); Heinert; Hickey; Hoffman; Hunhoff (Bernie);
23 Johns; Kaiser; Killer; Kirschman; Kopp; Latterell; Lust; Magstadt; May; Mickelson; Miller;
24 Munsterman; Nelson; Novstrup (David); Olson (Betty); Otten (Herman); Parsley; Peterson;
25 Qualm; Rasmussen; Ring; Romkema; Rounds; Rozum; Russell; Schaefer; Schoenfish; Sly; Soli;
26 Solum; Stalzer; Steele; Stevens; Tyler; Werner; Westra; Wick; Wink; Wismer; Speaker Gosch

27 Nays:

28 Schrempp; Verchio

29 Excused:

30 Carson; Tulson

31 So the motion having received an affirmative vote of a two-thirds majority of the members-
32 elect, the Speaker declared the motion carried and the amendments were concurred in.

1 **CONSIDERATION OF REPORTS OF CONFERENCE COMMITTEES**

2 Rep. Stevens moved that the report of the Conference Committee on SB 39 as found on
3 page 704 of the House Journal be adopted.

4 The question being on Rep. Stevens' motion that the report of the Conference Committee
5 on SB 39 be adopted.

6 And the roll being called:

7 Yeas 68, Nays 0, Excused 2, Absent 0

8 Yeas:

9 Bartling; Bolin; Cammack; Campbell; Conzet; Craig; Cronin; Dryden; Duvall; Ecklund;
10 Erickson; Feickert; Feinstein; Gibson; Greenfield; Haggar (Don); Haggar (Jenna); Hajek;
11 Hansen; Hawks; Hawley; Heinemann (Leslie); Heinert; Hickey; Hoffman; Hunhoff (Bernie);
12 Johns; Kaiser; Killer; Kirschman; Kopp; Latterell; Lust; Magstadt; May; Mickelson; Miller;
13 Munsterman; Nelson; Novstrup (David); Olson (Betty); Otten (Herman); Parsley; Peterson;
14 Qualm; Rasmussen; Ring; Romkema; Rounds; Rozum; Russell; Schaefer; Schoenfish;
15 Schrempp; Sly; Soli; Solum; Stalzer; Steele; Stevens; Tyler; Verchio; Werner; Westra; Wick;
16 Wink; Wismer; Speaker Gosch

17 Excused:

18 Carson; Tulson

19 So the motion having received an affirmative vote of a majority of the members-elect, the
20 Speaker declared the motion carried and the report was adopted.

21 Rep. Cronin moved that the House do now recess until 1:45 p.m., which motion prevailed
22 and at 11:31 a.m., the House recessed.

23 **RECESS**

24 The House reconvened at 1:45 p.m., the Speaker presiding.

25 There being no objection, the House reverted to Order of Business No. 4.

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1 Yeas:

2 Bartling; Bolin; Cammack; Campbell; Conzet; Craig; Cronin; Dryden; Duvall; Ecklund;
3 Erickson; Feickert; Feinstein; Gibson; Greenfield; Haggar (Don); Haggar (Jenna); Hajek;
4 Hansen; Hawks; Hawley; Heinemann (Leslie); Heinert; Hickey; Hoffman; Hunhoff (Bernie);
5 Johns; Kaiser; Killer; Kirschman; Kopp; Latterell; Lust; Magstadt; May; Mickelson; Miller;
6 Munsterman; Novstrup (David); Olson (Betty); Otten (Herman); Parsley; Peterson; Qualm;
7 Rasmussen; Ring; Romkema; Rounds; Rozum; Russell; Schaefer; Schoenfish; Schrempp; Sly;
8 Soli; Solum; Stalzer; Steele; Stevens; Tyler; Verchio; Werner; Westra; Wick; Wink; Wismer;
9 Speaker Gosch

10 Nays:

11 Nelson

12 Excused:

13 Carson; Tulson

14 So the motion having received an affirmative vote of a two-thirds majority of the members-
15 elect, the Speaker declared the motion carried and the amendments were concurred in.

16 Rep. Campbell moved that the House do concur in Senate amendments to HB 1085.

17 The question being on Rep. Campbell's motion that the House do concur in Senate
18 amendments to HB 1085.

19 And the roll being called:

20 Yeas 66, Nays 1, Excused 3, Absent 0

21 Yeas:

22 Bartling; Cammack; Campbell; Conzet; Craig; Cronin; Dryden; Duvall; Ecklund; Erickson;
23 Feickert; Feinstein; Gibson; Greenfield; Haggar (Don); Haggar (Jenna); Hajek; Hansen; Hawks;
24 Hawley; Heinemann (Leslie); Heinert; Hickey; Hoffman; Hunhoff (Bernie); Johns; Kaiser;
25 Killer; Kirschman; Kopp; Latterell; Magstadt; May; Mickelson; Miller; Munsterman; Nelson;
26 Novstrup (David); Olson (Betty); Otten (Herman); Parsley; Peterson; Qualm; Rasmussen; Ring;
27 Romkema; Rounds; Rozum; Russell; Schaefer; Schoenfish; Schrempp; Sly; Soli; Solum;
28 Stalzer; Steele; Stevens; Tyler; Verchio; Werner; Westra; Wick; Wink; Wismer; Speaker Gosch

29 Nays:

30 Bolin

31 Excused:

32 Carson; Lust; Tulson

33 So the motion having received an affirmative vote of a majority of the members-elect, the
34 Speaker declared the motion carried and the amendments were concurred in.

1 Speaker Pro tempore Wink now presiding.

2 Rep. Gosch moved that the House do concur in Senate amendments to HB 1096.

3 The question being on Rep. Gosch's motion that the House do concur in Senate
4 amendments to HB 1096.

5 And the roll being called:

6 Yeas 59, Nays 9, Excused 2, Absent 0

7 Yeas:

8 Bartling; Cammack; Campbell; Conzet; Craig; Cronin; Dryden; Duvall; Ecklund; Erickson;
9 Feickert; Feinstein; Gibson; Haggar (Don); Haggar (Jenna); Hajek; Hansen; Hawks; Hawley;
10 Heinemann (Leslie); Heinert; Hickey; Hoffman; Hunhoff (Bernie); Johns; Killer; Kirschman;
11 Latterell; Lust; Magstadt; May; Mickelson; Miller; Munsterman; Novstrup (David); Olson
12 (Betty); Otten (Herman); Parsley; Peterson; Qualm; Rasmussen; Ring; Rounds; Rozum;
13 Schaefer; Schoenfish; Schremp; Sly; Soli; Solum; Stalzer; Stevens; Tyler; Werner; Westra;
14 Wick; Wink; Wismer; Speaker Gosch

15 Nays:

16 Bolin; Greenfield; Kaiser; Kopp; Nelson; Romkema; Russell; Steele; Verchio

17 Excused:

18 Carson; Tulson

19 So the motion having received an affirmative vote of a two-thirds majority of the members-
20 elect, the Speaker declared the motion carried and the amendments were concurred in.

21 Speaker Gosch now presiding.

22 Rep. Nelson moved that the House do concur in Senate amendments to HB 1122.

23 The question being on Rep. Nelson's motion that the House do concur in Senate
24 amendments to HB 1122.

25 And the roll being called:

26 Yeas 67, Nays 1, Excused 2, Absent 0

1 Yeas:

2 Bartling; Cammack; Campbell; Conzet; Craig; Cronin; Dryden; Duvall; Ecklund; Erickson;
3 Feickert; Feinstein; Gibson; Greenfield; Haggar (Don); Haggar (Jenna); Hajek; Hansen; Hawks;
4 Hawley; Heinemann (Leslie); Heinert; Hickey; Hoffman; Hunhoff (Bernie); Johns; Kaiser;
5 Killer; Kirschman; Kopp; Latterell; Lust; Magstadt; May; Mickelson; Miller; Munsterman;
6 Nelson; Novstrup (David); Olson (Betty); Otten (Herman); Parsley; Peterson; Qualm;
7 Rasmussen; Ring; Romkema; Rounds; Rozum; Russell; Schaefer; Schoenfish; Schrempp; Sly;
8 Soli; Solum; Stalzer; Steele; Stevens; Tyler; Verchio; Werner; Westra; Wick; Wink; Wismer;
9 Speaker Gosch

10 Nays:

11 Bolin

12 Excused:

13 Carson; Tulson

14 So the motion having received an affirmative vote of a majority of the members-elect, the
15 Speaker declared the motion carried and the amendments were concurred in.

16 There being no objection, the House reverted to Order of Business No. 7.

17 **MESSAGES FROM THE SENATE**

18 MR. SPEAKER:

19 I have the honor to inform your honorable body that the Senate has failed to concur in
20 House amendments to SB 235 and has appointed Sens. Russell Olson, Rave, and Frerichs as a
21 committee of three on the part of the Senate to meet with a like committee on the part of the
22 House to adjust the differences between the two houses.

23 Also MR. SPEAKER:

24 I have the honor to inform your honorable body that the Senate has concurred in House
25 amendments to SB 59 and 106.

26 Respectfully,
27 Jeannette Schipper, Secretary

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ANNOUNCEMENTS

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The Speaker appointed Reps. Lust, Cronin, and Bernie Hunhoff as a committee of three on the part of the House to meet with a like committee on the part of the Senate to adjust the differences between the two houses on SB 235.

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MOTIONS AND RESOLUTIONS

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Rep. Olson moved that the House do not concur in Senate amendments to HB 1123 and that a committee of three on the part of the House be appointed to meet with a like committee on the part of the Senate to adjust the differences between the two houses.

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Which motion prevailed.

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Rep. Craig moved that the House do not concur in Senate amendments to HB 1130 and that a committee of three on the part of the House be appointed to meet with a like committee on the part of the Senate to adjust the differences between the two houses.

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Which motion prevailed.

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Rep. Cronin moved that the House do concur in Senate amendments to HB 1137.

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The question being on Rep. Cronin's motion that the House do concur in Senate amendments to HB 1137.

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And the roll being called:

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Yeas 65, Nays 3, Excused 2, Absent 0

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Yeas:

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Bartling; Bolin; Cammack; Campbell; Conzet; Craig; Cronin; Dryden; Duvall; Ecklund; Erickson; Feinstein; Gibson; Greenfield; Haggar (Don); Haggar (Jenna); Hajek; Hansen; Hawks; Hawley; Heinemann (Leslie); Heinert; Hickey; Hoffman; Hunhoff (Bernie); Johns; Kaiser; Killer; Kirschman; Latterell; Lust; Magstadt; May; Mickelson; Miller; Munsterman; Nelson; Novstrup (David); Olson (Betty); Otten (Herman); Parsley; Peterson; Qualm; Rasmussen; Ring; Romkema; Rounds; Rozum; Schaefer; Schoenfish; Schrempp; Sly; Soli; Solum; Stalzer; Steele; Stevens; Tyler; Verchio; Werner; Westra; Wick; Wink; Wismer; Speaker Gosch

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Nays:

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Feickert; Kopp; Russell

1 Excused:
2 Carson; Tulson

3 So the motion having received an affirmative vote of a majority of the members-elect, the
4 Speaker declared the motion carried and the amendments were concurred in.

5 Rep. Lust moved that the House do concur in Senate amendments to HB 1164.

6 The question being on Rep. Lust's motion that the House do concur in Senate amendments
7 to HB 1164.

8 And the roll being called:

9 Yeas 61, Nays 6, Excused 3, Absent 0

10 Yeas:
11 Bartling; Cammack; Campbell; Conzet; Craig; Cronin; Dryden; Duvall; Ecklund; Erickson;
12 Feickert; Feinstein; Gibson; Greenfield; Haggar (Don); Haggar (Jenna); Hajek; Hansen; Hawks;
13 Hawley; Heinemann (Leslie); Heinert; Hickey; Hoffman; Hunhoff (Bernie); Johns; Killer;
14 Kirschman; Kopp; Latterell; Lust; Magstadt; Miller; Munsterman; Novstrup (David); Olson
15 (Betty); Otten (Herman); Parsley; Peterson; Qualm; Rasmussen; Ring; Romkema; Rounds;
16 Rozum; Schaefer; Schoenfish; Schrempp; Sly; Soli; Solum; Stalzer; Steele; Stevens; Tyler;
17 Werner; Westra; Wick; Wink; Wismer; Speaker Gosch

18 Nays:
19 Bolin; Kaiser; May; Nelson; Russell; Verchio

20 Excused:
21 Carson; Mickelson; Tulson

22 So the motion having received an affirmative vote of a two-thirds majority of the members-
23 elect, the Speaker declared the motion carried and the amendments were concurred in.

24 Rep. Lust moved that the House do concur in Senate amendments to HB 1165.

25 The question being on Rep. Lust's motion that the House do concur in Senate amendments
26 to HB 1165.

27 And the roll being called:

28 Yeas 56, Nays 11, Excused 3, Absent 0

1 Yeas:

2 Cammack; Conzet; Craig; Cronin; Dryden; Duvall; Erickson; Feickert; Feinstein; Gibson;
3 Greenfield; Haggar (Don); Haggar (Jenna); Hajek; Hansen; Hawks; Heinemann (Leslie);
4 Heinert; Hickey; Hoffman; Hunhoff (Bernie); Johns; Killer; Latterell; Lust; Magstadt; May;
5 Miller; Munsterman; Novstrup (David); Olson (Betty); Otten (Herman); Parsley; Peterson;
6 Qualm; Rasmussen; Ring; Romkema; Rounds; Rozum; Schaefer; Schoenfish; Schrempp; Sly;
7 Soli; Solum; Stalzer; Steele; Stevens; Tyler; Werner; Westra; Wick; Wink; Wismer; Speaker
8 Gosch

9 Nays:

10 Bartling; Bolin; Campbell; Ecklund; Hawley; Kaiser; Kirschman; Kopp; Nelson; Russell;
11 Verchio

12 Excused:

13 Carson; Mickelson; Tulson

14 So the motion having received an affirmative vote of a majority of the members-elect, the
15 Speaker declared the motion carried and the amendments were concurred in.

16 Rep. Olson moved that the House do concur in Senate amendments to HB 1168.

17 The question being on Rep. Olson's motion that the House do concur in Senate
18 amendments to HB 1168.

19 And the roll being called:

20 Yeas 63, Nays 5, Excused 2, Absent 0

21 Yeas:

22 Bartling; Bolin; Cammack; Campbell; Conzet; Craig; Dryden; Duvall; Ecklund; Erickson;
23 Feickert; Feinstein; Gibson; Greenfield; Haggar (Don); Haggar (Jenna); Hajek; Hawks; Hawley;
24 Heinemann (Leslie); Heinert; Hickey; Hoffman; Hunhoff (Bernie); Kaiser; Killer; Kirschman;
25 Kopp; Latterell; Lust; Magstadt; May; Mickelson; Miller; Munsterman; Novstrup (David);
26 Olson (Betty); Otten (Herman); Parsley; Peterson; Qualm; Rasmussen; Ring; Romkema;
27 Rounds; Rozum; Russell; Schaefer; Schoenfish; Sly; Soli; Solum; Stalzer; Steele; Stevens;
28 Tyler; Verchio; Werner; Westra; Wick; Wink; Wismer; Speaker Gosch

29 Nays:

30 Cronin; Hansen; Johns; Nelson; Schrempp

31 Excused:

32 Carson; Tulson

33 So the motion having received an affirmative vote of a majority of the members-elect, the
34 Speaker declared the motion carried and the amendments were concurred in.

1 Rep. Hickey moved that the House do concur in Senate amendments to HB 1171.

2 The question being on Rep. Hickey's motion that the House do concur in Senate
3 amendments to HB 1171.

4 And the roll being called:

5 Yeas 63, Nays 5, Excused 2, Absent 0

6 Yeas:

7 Bartling; Cammack; Campbell; Conzet; Craig; Cronin; Dryden; Duvall; Ecklund; Erickson;
8 Feickert; Feinstein; Gibson; Haggar (Don); Haggar (Jenna); Hansen; Hawks; Hawley;
9 Heinemann (Leslie); Heinert; Hickey; Hoffman; Hunhoff (Bernie); Johns; Kaiser; Killer;
10 Kirschman; Kopp; Latterell; Lust; Magstadt; Mickelson; Miller; Munsterman; Novstrup
11 (David); Olson (Betty); Otten (Herman); Parsley; Peterson; Qualm; Rasmussen; Ring;
12 Romkema; Rounds; Rozum; Russell; Schaefer; Schoenfish; Schrempp; Sly; Soli; Solum;
13 Stalzer; Steele; Stevens; Tyler; Verchio; Werner; Westra; Wick; Wink; Wismer; Speaker Gosch

14 Nays:

15 Bolin; Greenfield; Hajek; May; Nelson

16 Excused:

17 Carson; Tulson

18 So the motion having received an affirmative vote of a majority of the members-elect, the
19 Speaker declared the motion carried and the amendments were concurred in.

20 Rep. Romkema moved that the House do concur in Senate amendments to HB 1184.

21 The question being on Rep. Romkema's motion that the House do concur in Senate
22 amendments to HB 1184.

23 And the roll being called:

24 Yeas 62, Nays 6, Excused 2, Absent 0

25 Yeas:

26 Bartling; Bolin; Cammack; Campbell; Conzet; Craig; Cronin; Dryden; Duvall; Ecklund;
27 Erickson; Feickert; Feinstein; Gibson; Haggar (Don); Hajek; Hansen; Hawks; Hawley;
28 Heinemann (Leslie); Heinert; Hickey; Hoffman; Hunhoff (Bernie); Johns; Killer; Kirschman;
29 Kopp; Latterell; Lust; Magstadt; Mickelson; Miller; Munsterman; Novstrup (David); Otten
30 (Herman); Parsley; Peterson; Qualm; Rasmussen; Ring; Romkema; Rounds; Rozum; Russell;
31 Schaefer; Schoenfish; Schrempp; Sly; Soli; Solum; Stalzer; Steele; Stevens; Tyler; Verchio;
32 Werner; Westra; Wick; Wink; Wismer; Speaker Gosch

33 Nays:

34 Greenfield; Haggar (Jenna); Kaiser; May; Nelson; Olson (Betty)

1 Excused:
2 Carson; Tulson

3 So the motion having received an affirmative vote of a two-thirds majority of the members-
4 elect, the Speaker declared the motion carried and the amendments were concurred in.

5 Rep. Novstrup moved that the House do concur in Senate amendments to HB 1212.

6 The question being on Rep. Novstrup's motion that the House do concur in Senate
7 amendments to HB 1212.

8 And the roll being called:

9 Yeas 39, Nays 29, Excused 2, Absent 0

10 Yeas:
11 Bartling; Cammack; Conzet; Cronin; Dryden; Ecklund; Feinstein; Gibson; Haggar (Jenna);
12 Hajek; Hawley; Heinemann (Leslie); Hoffman; Hunhoff (Bernie); Killer; Kirschman; Kopp;
13 Latterell; Lust; Magstadt; Mickelson; Miller; Munsterman; Novstrup (David); Olson (Betty);
14 Parsley; Ring; Romkema; Rozum; Schaefer; Soli; Solum; Steele; Stevens; Werner; Westra;
15 Wink; Wismer; Speaker Gosch

16 Nays:
17 Bolin; Campbell; Craig; Duvall; Erickson; Feickert; Greenfield; Haggar (Don); Hansen; Hawks;
18 Heinert; Hickey; Johns; Kaiser; May; Nelson; Otten (Herman); Peterson; Qualm; Rasmussen;
19 Rounds; Russell; Schoenfish; Schrempp; Sly; Stalzer; Tyler; Verchio; Wick

20 Excused:
21 Carson; Tulson

22 So the motion having received an affirmative vote of a majority of the members-elect, the
23 Speaker declared the motion carried and the amendments were concurred in.

24 Rep. Rounds moved that the House do concur in Senate amendments to HB 1220.

25 The question being on Rep. Rounds' motion that the House do concur in Senate
26 amendments to HB 1220.

27 And the roll being called:

28 Yeas 61, Nays 6, Excused 3, Absent 0

1 Yeas:

2 Bartling; Cammack; Campbell; Conzet; Craig; Cronin; Dryden; Duvall; Ecklund; Erickson;
3 Feickert; Gibson; Greenfield; Haggar (Don); Haggar (Jenna); Hajek; Hansen; Hawks; Hawley;
4 Heinemann (Leslie); Heinert; Hickey; Hoffman; Hunhoff (Bernie); Johns; Kaiser; Killer;
5 Kirschman; Kopp; Latterell; Lust; Magstadt; May; Mickelson; Miller; Munsterman; Novstrup
6 (David); Olson (Betty); Otten (Herman); Parsley; Qualm; Rasmussen; Ring; Rounds; Rozum;
7 Russell; Schaefer; Schoenfish; Schrempp; Sly; Soli; Solum; Stalzer; Steele; Stevens; Tyler;
8 Werner; Westra; Wick; Wink; Speaker Gosch

9 Nays:

10 Bolin; Feinstein; Nelson; Peterson; Verchio; Wismer

11 Excused:

12 Carson; Romkema; Tulson

13 So the motion having received an affirmative vote of a majority of the members-elect, the
14 Speaker declared the motion carried and the amendments were concurred in.

15 Rep. Schoenfish moved that the House do not concur in Senate amendments to HB 1239
16 and that a committee of three on the part of the House be appointed to meet with a like
17 committee on the part of the Senate to adjust the differences between the two houses.

18 Which motion prevailed.

19 **ANNOUNCEMENTS**

20 The Speaker appointed Reps. Mickelson, Betty Olson, and Hawks as a committee of three
21 on the part of the House to meet with a like committee on the part of the Senate to adjust the
22 differences between the two houses on HB 1123.

23 The Speaker appointed Reps. Craig, Miller, and Peterson as a committee of three on the
24 part of the House to meet with a like committee on the part of the Senate to adjust the
25 differences between the two houses on HB 1130.

26 **CONSIDERATION OF REPORTS OF CONFERENCE COMMITTEES**

27 Rep. Hansen moved that the report of the Conference Committee on HB 1214 as found on
28 page 756 of the House Journal be adopted.

29 The question being on Rep. Hansen's motion that the report of the Conference Committee
30 on HB 1214 be adopted.

1 And the roll being called:

2 Yeas 61, Nays 3, Excused 6, Absent 0

3 Yeas:

4 Bartling; Bolin; Cammack; Campbell; Conzet; Craig; Dryden; Duvall; Erickson; Feickert;
5 Feinstein; Gibson; Greenfield; Haggar (Don); Haggar (Jenna); Hajek; Hansen; Hawks; Hawley;
6 Heinemann (Leslie); Heinert; Hickey; Hoffman; Johns; Kaiser; Kirschman; Kopp; Latterell;
7 Magstadt; May; Mickelson; Miller; Munsterman; Nelson; Novstrup (David); Olson (Betty);
8 Otten (Herman); Parsley; Peterson; Qualm; Rasmussen; Ring; Rounds; Rozum; Russell;
9 Schaefer; Schrempp; Sly; Soli; Solum; Stalzer; Steele; Stevens; Tyler; Verchio; Werner;
10 Westra; Wick; Wink; Wismer; Speaker Gosch

11 Nays:

12 Ecklund; Killer; Schoenfish

13 Excused:

14 Carson; Cronin; Hunhoff (Bernie); Lust; Romkema; Tulson

15 So the motion having received an affirmative vote of a majority of the members-elect, the
16 Speaker declared the motion carried and the report was adopted.

17 Rep. Stevens moved that the report of the Conference Committee on SB 147 as found on
18 page 756 of the House Journal be adopted.

19 The question being on Rep. Stevens' motion that the report of the Conference Committee
20 on SB 147 be adopted.

21 And the roll being called:

22 Yeas 62, Nays 3, Excused 5, Absent 0

23 Yeas:

24 Bartling; Bolin; Cammack; Campbell; Conzet; Craig; Dryden; Duvall; Ecklund; Erickson;
25 Feickert; Feinstein; Greenfield; Haggar (Don); Haggar (Jenna); Hajek; Hansen; Hawks; Hawley;
26 Heinemann (Leslie); Heinert; Hickey; Hoffman; Johns; Killer; Kirschman; Kopp; Latterell;
27 Magstadt; May; Mickelson; Miller; Munsterman; Nelson; Novstrup (David); Olson (Betty);
28 Otten (Herman); Parsley; Peterson; Qualm; Rasmussen; Ring; Romkema; Rounds; Rozum;
29 Russell; Schaefer; Schoenfish; Schrempp; Sly; Solum; Stalzer; Steele; Stevens; Tyler; Verchio;
30 Werner; Westra; Wick; Wink; Wismer; Speaker Gosch

31 Nays:

32 Gibson; Kaiser; Soli

33 Excused:

34 Carson; Cronin; Hunhoff (Bernie); Lust; Tulson

1 So the motion having received an affirmative vote of a majority of the members-elect, the
2 Speaker declared the motion carried and the report was adopted.

3 Rep. Munsterman moved that the House do not adopt the report of the Conference
4 Committee on SB 5 and that a committee be appointed.

5 Rep. Parsley moved as a substitute motion that the report of the Conference Committee on
6 SB 5 as found on page 756 of the House Journal be adopted.

7 The question being on Rep. Parsley's substitute motion that the report of the Conference
8 Committee on SB 5 be adopted.

9 And the roll being called:

10 Yeas 36, Nays 29, Excused 5, Absent 0

11 Yeas:

12 Bartling; Erickson; Feickert; Feinstein; Gibson; Greenfield; Hawks; Hawley; Heinemann
13 (Leslie); Heinert; Kaiser; Killer; Kirschman; Latterell; May; Miller; Novstrup (David); Parsley;
14 Peterson; Qualm; Rasmussen; Ring; Romkema; Rounds; Russell; Schaefer; Schoenfish;
15 Schrempp; Soli; Solum; Tyler; Verchio; Werner; Wick; Wismer; Speaker Gosch

16 Nays:

17 Bolin; Cammack; Campbell; Conzet; Craig; Dryden; Duvall; Ecklund; Haggar (Don); Haggar
18 (Jenna); Hajek; Hansen; Hickey; Hoffman; Johns; Kopp; Magstadt; Mickelson; Munsterman;
19 Nelson; Olson (Betty); Otten (Herman); Rozum; Sly; Stalzer; Steele; Stevens; Westra; Wink

20 Excused:

21 Carson; Cronin; Hunhoff (Bernie); Lust; Tulson

22 So the motion having received an affirmative vote of a majority of the members-elect, the
23 Speaker declared the motion carried and the report was adopted.

24 There being no objection, the House reverted to Order of Business No. 5.

25 **REPORTS OF STANDING COMMITTEES**

26 MR. SPEAKER:

27 The Committee on Legislative Procedure respectfully reports that HB 1048, 1056, 1058,
28 1120, 1170, 1209, and 1237 were delivered to his Excellency, the Governor, for his approval
29 at 10:10 a.m., March 6, 2013.

1 Also MR. SPEAKER:

2 The Committee on Legislative Procedure respectfully reports that the Office of Engrossing
3 and Enrolling has carefully compared HB 1030, 1033, 1060, and 1068 and finds the same
4 correctly enrolled.

5 Respectfully submitted,
6 Brian G. Gosch, Chair

7 **MESSAGES FROM THE SENATE**

8 Also MR. SPEAKER:

9 I have the honor to inform your honorable body that the Senate has adopted the report of
10 the Conference Committee on SB 39.

11 Respectfully,
12 Jeannette Schipper, Secretary

13 **MOTIONS AND RESOLUTIONS**

14 Rep. Hansen moved that when we adjourn today, we adjourn to convene at 9:00 a.m. on
15 Thursday, March 7, the 36th legislative day.

16 Which motion prevailed.

17 **ANNOUNCEMENTS**

18 The Speaker appointed Reps. Wick, Schoenfish, and Tyler as a committee of three on the
19 part of the House to meet with a like committee on the part of the Senate to adjust the
20 differences between the two houses on HB 1239.

21 **SIGNING OF BILLS**

22 The Speaker publicly read the title to

23 HB 1030: FOR AN ACT ENTITLED, An Act to authorize the South Dakota Building
24 Authority to finance the construction of improvements in the state park system for the
25 Department of Game, Fish and Parks and to declare an emergency.

1 HB 1033: FOR AN ACT ENTITLED, An Act to authorize the Department of Social
2 Services to dismantle, demolish, preserve, or rehabilitate buildings on the Human Services
3 Center campus in Yankton, South Dakota, to make an appropriation therefor, and to declare an
4 emergency.

5 HB 1060: FOR AN ACT ENTITLED, An Act to revise the General Appropriations Act
6 for fiscal year 2013.

7 HB 1068: FOR AN ACT ENTITLED, An Act to repeal certain provisions relating to the
8 deferral of action by municipalities on committee reports.

9 SB 34: FOR AN ACT ENTITLED, An Act to provide for the sale of the state's interests
10 in certain real estate and improvements located at the Human Services Center campus.

11 SB 44: FOR AN ACT ENTITLED, An Act to allow disqualification of commercial driver
12 licenses for violations of federal, state, or local texting bans while driving a commercial vehicle
13 to comply with federal regulations and requirements.

14 SB 66: FOR AN ACT ENTITLED, An Act to revise the style and form of certain
15 provisions, to amend certain provisions to streamline and clarify, and to repeal certain obsolete
16 and unnecessary provisions pertaining to the Real Estate Commission.

17 SB 84: FOR AN ACT ENTITLED, An Act to create the South Dakota Athletic
18 Commission and to provide for the supervision of boxing, kickboxing, mixed martial arts
19 competitions and sparring exhibitions in the state.

20 SB 120: FOR AN ACT ENTITLED, An Act to revise provisions related to consent to
21 sexual activity.

22 SB 153: FOR AN ACT ENTITLED, An Act to clarify, remove inconsistencies from, and
23 revise certain provisions relating to the formation and operation of watershed districts.

24 SB 154: FOR AN ACT ENTITLED, An Act to revise the maximum weight allowed on
25 certain wide-based super single tires.

26 SB 158: FOR AN ACT ENTITLED, An Act to provide for the funding of educational
27 programs for children in residential treatment centers, intensive residential treatment centers,
28 or licensed group care centers.

29 SB 166: FOR AN ACT ENTITLED, An Act to revise the number of years that permits to
30 carry a concealed weapon are valid.

31 SB 174: FOR AN ACT ENTITLED, An Act to revise certain provisions relating to out-of-
32 country foreign judgments.

33 SB 198: FOR AN ACT ENTITLED, An Act to revise the membership of the Judicial
34 Qualifications Commission.

1 SB 199: FOR AN ACT ENTITLED, An Act to exempt certain property used for
2 educational purposes from taxation.

3 And signed the same in the presence of the House.

4 **COMMEMORATIONS**

5 HC 1072 Introduced by: Representatives Greenfield, Haggar (Don), Hoffman, Novstrup
6 (David), Otten (Herman), Rozum, Schoenfish, Sly, Stevens, and Verchio and Senator Welke

7 A LEGISLATIVE COMMEMORATION, Recognizing Representative Burt Tulson for his
8 personal achievements and congratulating him on his induction into the South Dakota
9 Amateur Baseball Hall of Fame.

10 WHEREAS, Representative Burt Tulson was inducted into the South Dakota Amateur
11 Baseball Hall of Fame in 2006; and

12 WHEREAS, Representative Tulson was named the 2012 South Dakota Amateur Baseball
13 Man of the Year and received the Lifetime Achievement Award; and

14 WHEREAS, Representative Tulson played on the 1993 and 1994 Senior Baseball World
15 Series championship teams; and

16 WHEREAS, Representative Tulson has served as a baseball manager for the past thirty-eight
17 years:

18 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-Eighth Legislature of the
19 State of South Dakota, that Representative Burt Tulson be recognized for his contributions to
20 amateur baseball in South Dakota.

21 HC 1073 Introduced by: Representatives Feinstein, Hawks, Hickey, Kirschman, and Soli
22 and Senator Soholt

23 A LEGISLATIVE COMMEMORATION, Commending and honoring the 2012 Boys Track
24 State AA Champions of Washington High School, Sioux Falls, South Dakota, for their
25 outstanding athletic performance.

26 WHEREAS, the student athletes of the Washington High School Boys Track Team have
27 shown exemplary patience, dedication, and tenacity; and

28 WHEREAS, the Washington High School Boys Track Team and coaching staff helped
29 facilitate and cultivate the physical, mental, and emotional growth and development of the
30 student athletes; and

1 WHEREAS, all members of the Washington High School Boys Track Team, including the
2 student athletes, coaches, parents, and fans, have volunteered their time and unique talents for
3 the betterment of the Washington High School Boys Track Team:

4 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-Eighth Legislature of the
5 State of South Dakota, that the Washington High School Boys Track Team be commended and
6 honored for their outstanding athletic performance.

7 HC 1074 Introduced by: Representatives Feinstein, Hawks, Hickey, Kirschman, and Soli
8 and Senators Buhl and Soholt

9 A LEGISLATIVE COMMEMORATION, Honoring members of the 1600 meter relay, the 3200
10 meter relay, and the 1600 meter spirit medley from Washington High School.

11 WHEREAS, Jordan Strand, Jonah Warwick, Dan Marlette, and Alex Waddell showed
12 outstanding teamwork in achieving first place in the 1600 meter relay at the 2012 State AA
13 Track Meet; and

14 WHEREAS, Alex Waddell, Dan Marlette, Keegan Carda, and Cameron Sannes worked
15 together and won first place in the 3200 meter relay at the 2012 State AA Track Meet; and

16 WHEREAS, the following members of the 1600 meter spirit medley team Jordan Determan,
17 Ayom Ayom, Cory Eberle, and Alex Waddell had a stellar season and their hard work was
18 shown off in their first place finish at the 2012 State AA Track Meet:

19 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-Eighth Legislature of the
20 State of South Dakota, that Alex Waddell, Dan Marlette, Keegan Carda, Cameron Sannes,
21 Jordan Strand, Jonah Warwick, Jordan Determan, Ayom Ayom, and Cory Eberle, from
22 Washington High School be honored for their outstanding track season.

23 HC 1075 Introduced by: Representatives Feinstein, Hawks, Hickey, Kirschman, and Soli
24 and Senators Buhl and Soholt

25 A LEGISLATIVE COMMEMORATION, Congratulating and commending the Washington
26 High School Football Team for winning the 2012 State AA Football Championship.

27 WHEREAS, the Washington High School Warriors remarkably won their third state
28 championship in four years in their sixth straight trip to the Dome under the dedicated
29 leadership of the coaching staff, volunteers, and parents; and

30 WHEREAS, the Washington High School Football Team was held together by extraordinary
31 unity and team spirit throughout its undefeated 12-0 record football season;

32 WHEREAS, the Washington High School Football Team gained a net total of 4,591 yards
33 en route to scoring a total of 549 points and giving up only 81 points during the entire 2012
34 football season; and

WHEREAS, all of the students, faculty, and parents demonstrated outstanding support and sportsmanship during the quest to achieve the 2012 State AA Football Championship:

NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-Eighth Legislature of the State of South Dakota, that the Washington High School Football Team and its coaching staff be congratulated and commended for their outstanding performance in 2012.

HC 1076 Introduced by: Representatives Feinstein, Hawks, Hickey, Kirschman, and Soli and Senators Buhl and Sohlt

A LEGISLATIVE COMMEMORATION, Commending and honoring the 2012 South Dakota Varsity A Softball Champions of Sioux Falls Washington High School for their outstanding athletic performance.

WHEREAS, the student athletes of the Washington High School Girls Softball Team have shown exemplary patience, dedication, and tenacity winning their second consecutive Varsity A crown, completing their season with an outstanding twenty-nine to two record; and

WHEREAS, the Washington High School Girls Softball coaching staff and teammates helped facilitate and cultivate the physical, mental, and emotional growth and development of the student athletes; and

WHEREAS, all members of the Washington High School Girls Softball Team, including the student athletes, coaches, parents, and fans, have volunteered their time and unique talents for the betterment of the Washington High School Girls Softball Team:

NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-Eighth Legislature of the State of South Dakota, that the Washington High School Girls Softball Team be commended and honored for its outstanding athletic performance.

HC 1077 Introduced by: Representatives Feinstein, Hawks, Hickey, Kirschman, and Soli and Senator Sohlt

A LEGISLATIVE COMMEMORATION, Commending and honoring the 2012 Competitive Dance State AA Champions of Sioux Falls Washington High School for their outstanding athletic performance.

WHEREAS, the student athletes of the Washington High School Competitive Dance Team have shown exemplary patience, dedication, and tenacity; and

WHEREAS, the Washington High School Competitive Dance coach and team members helped facilitate and cultivate the physical, mental, and emotional growth and development of the student athletes; and

1 WHEREAS, all members of the Washington High School Competitive Dance Team,
2 including the student athletes, coaches, parents, and fans, have volunteered their time and
3 unique talents for the betterment of the Washington High School Competitive Dance Team:

4 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-Eighth Legislature of the
5 State of South Dakota, that the Washington High School Competitive Dance Team be
6 commended and honored for the success of its outstanding athletic performance.

7 HC 1078 Introduced by: Representatives Feinstein, Hawks, Hickey, Kirschman, and Soli
8 and Senator Heineman (Phyllis)

9 A LEGISLATIVE COMMEMORATION, Commending and honoring the National Merit
10 Semifinalists Adam Bierstedt, Zach Bierstedt, Dylan Ensz, Emily Kaufman, Alexis Medima,
11 Charles Mogan, Morgan Nelson, Rachel Nevin, Charles Point, Martha Vandenoever, and
12 Bryant Yang of Sioux Falls Lincoln High School for their outstanding academic
13 achievements.

14 WHEREAS, the National Merit Scholarship Program is an academic competition for
15 recognition and scholarships that began in 1955; and

16 WHEREAS, students Adam Bierstedt, Zach Bierstedt, Dylan Ensz, Emily Kaufman, Alexis
17 Medima, Charles Mogan, Morgan Nelson, Rachel Nevin, Charles Point, Martha Vandenoever,
18 and Bryant Yang of Lincoln High School have shown exemplary patience, dedication, and
19 excellence in academics; and

20 WHEREAS, all members of Lincoln High School helped facilitate and cultivate the
21 academic, mental, and emotional growth and development of these students; and

22 WHEREAS, these students have excelled academically by meeting high academic standards
23 and have been selected from one and one-half million other entrants to advance to semifinalist
24 status, whereby they join an elite group representing the nation's best and brightest high school
25 students:

26 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-Eighth Legislature of the
27 State of South Dakota, that Adam Bierstedt, Zach Bierstedt, Dylan Ensz, Emily Kaufman,
28 Alexis Medima, Charles Mogan, Morgan Nelson, Rachel Nevin, Charles Point, Martha
29 Vandenoever, and Bryant Yang be congratulated on the success of their exceptional academic
30 performances.

31 HC 1079 Introduced by: Representatives Feinstein, Hawks, Hickey, Kirschman, and Soli
32 and Senator Soholt

33 A LEGISLATIVE COMMEMORATION, Commending and honoring the 2012 Boys Tennis
34 Team State Champions of Sioux Falls Washington High School for their outstanding
35 athletic performance.

1 WHEREAS, the student athletes of the Washington High School Boys Tennis Team have
2 shown exemplary patience, dedication, and tenacity; and

3 WHEREAS, Washington tennis players won six of the nine state championship flights; and

4 WHEREAS, all members of the Washington High Boys Tennis Team, including the student
5 athletes, coaches, parents, and fans, have volunteered their time and unique talents for the
6 betterment of the Washington High Boys Tennis Team:

7 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-Eighth Legislature of the
8 State of South Dakota, that the Washington High School Boys Tennis Team be commended and
9 honored for their outstanding athletic performance.

10 HC 1080 Introduced by: Representatives Feinstein, Hawks, Kirschman, and Soli and
11 Senator Soholt

12 A LEGISLATIVE COMMEMORATION, Honoring Katie Johnson of the Sioux Falls
13 Washington High School Warriors Softball Team.

14 WHEREAS, Katie Johnson is an outstanding softball player. She pitched four complete
15 games at the 2012 Softball Tournament to help the team capture its second consecutive Varsity
16 A title; and

17 WHEREAS, Katie Johnson earned a spot on the Varsity A All-State Softball Team for her
18 talents from the pitching mound; and

19 WHEREAS, Katie was spotlighted as one of the "Faces in the Crowd" in the October 22,
20 2012, issue of *Sports Illustrated*. This honor highlights young athletes who are not previously
21 put into the national spotlight; and

22 WHEREAS, Katie Johnson will be continuing her softball career at Iowa State University
23 in Ames, Iowa:

24 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-Eighth Legislature of the
25 State of South Dakota, that Katie Johnson be honored and congratulated on her nationally
26 recognized softball honors and awards.

27 HC 1081 Introduced by: Representatives Feinstein, Hawks, Hickey, Kirschman, and Soli
28 and Senator Soholt

29 A LEGISLATIVE COMMEMORATION, Congratulating and honoring Daniel Schmidtman as
30 a recipient of the Prudential Spirit of Community Award.

31 WHEREAS, Daniel Schmidtman, a student at Sioux Falls Washington High School, has
32 achieved national recognition for exemplary volunteer service by receiving a 2013 Prudential
33 Spirit of Community Award; and

1 WHEREAS, this prestigious award, presented by Prudential Financial in partnership with
2 the National Association of Secondary School Principals, honors young volunteers across
3 America who have demonstrated an extraordinary commitment to serving their communities;
4 and

5 WHEREAS, Daniel Schmidtman earned this award by giving generously of his time and
6 energy to Servant 3, a group he started to fight world hunger, locally and globally. As his group
7 grew, they would meet once a month to have fun and work on a variety of volunteer projects
8 such as a hunger walkathon, feeding the homeless, and stuffing backpacks for shipment to third
9 world countries; and

10 WHEREAS, the success of the state of South Dakota, the strength of its communities, and
11 the overall vitality of American society depend, in great measure, upon the dedication of young
12 people like Daniel Schmidtman who use their considerable talents and resources to serve others:

13 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-Eighth Legislature of the
14 State of South Dakota, that the Legislature congratulates Daniel Schmidtman as a recipient of
15 a Prudential Spirit of Community Award, recognizes his outstanding record of volunteer service,
16 peer leadership, and community spirit, and extends best wishes for his continued success and
17 happiness.

18 HC 1082 Introduced by: Representatives Feinstein, Hawks, Kirschman, and Soli and
19 Senator Soholt

20 A LEGISLATIVE COMMEMORATION, Commending and honoring Angela Nieman on her
21 Lifetime Achievement award for Dance.

22 WHEREAS, Angela Nieman was awarded the Legacy Award a for lifetime achievement at
23 the Americup 2013 National Championship Dance Competition in Minneapolis on February 23,
24 2013; and

25 WHEREAS, Angela began her coaching career in 1990 at Watertown High School. She
26 coached teams to the South Dakota High School State Championships at Watertown High
27 School and Huron High School; and

28 WHEREAS, Angela became the head coach at Washington High School in 1997. At
29 Washington High School, Angela coached the Highsteppers to unprecedented consecutive state
30 championship titles from 2000-2006 and again from 2008-2012; and

31 WHEREAS, the Highsteppers won High School Grand Champion in 2007 at Americup. At
32 the South Dakota High School state tournament, the Washington High School Highsteppers
33 scored a perfect 300 in the pom division. In 2010, the Highsteppers won the bronze medal in
34 International Hip Hop! Angela Nieman and the Highsteppers have finished in the top ten at
35 Dance Worlds in 2010, 2011, and 2012. In addition to all of the team awards, Angela was
36 elected to the UPA Hall of Fame; and

WHEREAS, Angela Nieman has coached more wins than any coach in Washington High School's one hundred-plus year history. She also dedicates her time to others and has made it a focus that her teams give back to the community. Through her teams' and her commitment to helping others, she has brought the message about teen bullying. Angela's team has written essays and has visited elementary schools across the community spreading the word that you need to STAND UP, not STAND BY to stop bullying:

NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-Eighth Legislature of the State of South Dakota, that Angela Nieman be congratulated and honored on her lifetime achievement for coaching, for her work with the community, and for her encouragement to her students to stand up for others.

HC 1083 Introduced by: Representatives Feinstein, Hawks, Kirschman, and Soli and Senators Heineman (Phyllis) and Soholt

A LEGISLATIVE COMMEMORATION, Commending and honoring the 2012 South Dakota Boys State Class AA High School State Golf Champions of Sioux Falls Lincoln High School for their outstanding athletic performance.

WHEREAS, Tom Vining, Parker Klitzke, Ben Prisbe, Cole Peterson, Thomas Beck, and Lee Radke have shown exemplary patience, dedication, and tenacity in winning the Boys Class AA State Golf Championship at the Lakeview Golf Course in Mitchell, South Dakota; and

WHEREAS, Lincoln High School Boys Golf coaching staff helped facilitate and cultivate the physical, mental, and emotional growth and development of the student athletes:

NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-Eighth Legislature of the State of South Dakota, that the Lincoln High School Boys Golf Team be commended and honored on its outstanding athletic performance and its state championship win.

HC 1084 Introduced by: Representatives Feinstein, Hawks, Kirschman, and Soli and Senator Heineman (Phyllis)

A LEGISLATIVE COMMEMORATION, Honoring the Sioux Falls Lincoln High School Patriot Marching Band for representing the Upper Midwest at the Rose Bowl Parade.

WHEREAS, the Patriot Marching Ban was led proudly by drum majors Carter Christiansen, Rachel Nevin, Libby Smorada, and Kelsey Stotz; and

WHEREAS, the band was led under the direction of Mr. Bob Carlson and Mr. Dan Carlson with help from percussion head Mr. Craig Spangler; color guard advisors Julie Fettes and Emily Savage; music arranger Jeremy Hegg; band drill writer Kevin Carlson; percussion technicians Pete Hansen and Micah Jastram; woodwind technicians Emily Anderson, Joel Shotwell, and Kristen Jacobson; brass technicians Rolyn Beaird, Andrea Carlson, Eric Knutson, Lon Semansky, and Scott Stearns; and marching techs Ali Hoffman, Brian Haber, Ali Becker, and Joe Waters; and

WHEREAS, the student members worked hard, often practicing long hours, spending time memorizing music, and working on marching techniques:

NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-Eighth Legislature of the State of South Dakota, that the Sioux Falls Lincoln High School Patriot Marching Band be honored and congratulated for making South Dakota proud at the Rose Bowl Parade.

HC 1085 Introduced by: Representatives Bartling, Bolin, Cammack, Cronin, Duvall, Ecklund, Erickson, Feickert, Feinstein, Gibson, Gosch, Greenfield, Hansen, Hawks, Hawley, Heinemann (Leslie), Heinert, Hickey, Hoffman, Johns, Killer, Kirschman, Kopp, Lust, Mickelson, Nelson, Olson (Betty), Parsley, Peterson, Ring, Rounds, Russell, Schaefer, Schrempp, Soli, Stalzer, Steele, Stevens, Tulson, Tyler, Verchio, Wick, Wink, and Wismer and Senators Frerichs, Adelstein, Bradford, Brown, Buhl, Hunhoff (Jean), Johnston, Jones, Kirkeby, Lucas, Maher, Olson (Russell), Rave, Sutton, Tieszen, and Welke

A LEGISLATIVE COMMEMORATION, Honoring and thanking Bernie and Myrna Hunhoff and their family for the contributions of *South Dakota Magazine* to the state of South Dakota.

WHEREAS, Bernie Hunhoff and his wife, Myrna, started *South Dakota Magazine* in Yankton in 1985. Bernie hit the road with cardboard page mock-ups of how *South Dakota Magazine* would appear, talking to potential readers and advertisers across the state; and

WHEREAS, today the magazine has forty-six thousand subscribers in fifty states, twenty-six countries, and five continents; and

WHEREAS, Bernie Hunhoff has served as editor and publisher for twenty-eight years, printing one hundred sixty-eight issues of the magazine. He has explored every town in South Dakota, every highway and many back roads. He has been stuck in Lyman County gumbo, survived a New Year's Eve celebration in Clark's main street bakery, milked a wild cow at the Irene rodeo, socialized with an old hermit by the Bad River, and nearly stepped on a hissing rattlesnake atop a hill on the Pine Ridge; and

WHEREAS, the stories in *South Dakota Magazine* show how we are all connected. We share a past and present. We share mountain size sculptures, grandiose purple sunsets, the East/West River divide, ethnic foods and rhubarb, our own pronunciation of Pierre, pheasants and deer, Interstates 90 and 29, and four sharp seasons of weather; and

WHEREAS, South Dakotans also experienced dark times, which the magazine has covered, including killer storms, rural poverty, Wounded Knee, a racial divide, and an exodus of our young people; and

WHEREAS, this, our South Dakota community, has been celebrated, preserved and explored in the pages of *South Dakota Magazine*; and

1 WHEREAS, after twenty-eight years as editor, Bernie is passing that title to his daughter,
2 Katie. Although, Bernie will remain publisher and intends to still provide stories and photos,
3 wandering around the state with a camera and notebook:

4 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-Eighth Legislature of the
5 State of South Dakota, that the South Dakota Legislature honors and thanks Bernie and Myrna
6 Hunhoff and their family for *South Dakota Magazine*, for sharing the beauty of South Dakota
7 and her people, for preserving their stories, and for embodying the true grit of South Dakota's
8 entrepreneurial spirit.

9 HC 1086 Introduced by: Representatives Novstrup (David), Feickert, Greenfield, Kaiser,
10 Tulson, and Wismer and Senators Novstrup (Al), Frerichs, and Welke

11 A LEGISLATIVE COMMEMORATION, Honoring Colton Fryer of Aberdeen, South Dakota,
12 for selflessness and good sportsmanship.

13 WHEREAS, eighteen-year-old Aberdeen Central High School wrestler Colton Fryer
14 received a gold medal at the Jamestown Junior Varsity Wrestling Tournament in January 2013;
15 and

16 WHEREAS, in a gesture of support, Colton Fryer gave his gold medal to Cody Hewitt, a
17 wrestler with autism from Davies High School in Fargo, North Dakota; and

18 WHEREAS, Cody Hewitt and his family are very grateful for the actions and good
19 sportsmanship of Colton Fryer:

20 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-Eighth Legislature of the
21 State of South Dakota, that the actions and positive sportsmanship of Colton Fryer are
22 recognized as actions done by model citizens in society.

23 HC 1087 Introduced by: Representatives Novstrup (David), Greenfield, Kaiser, Tulson,
24 and Wismer and Senators Novstrup (Al), Frerichs, and Welke

25 A LEGISLATIVE COMMEMORATION, Commending and honoring Homes Are Possible Inc.
26 for constructing its one hundredth house.

27 WHEREAS, Homes Are Possible Inc. celebrated the opening of its one hundredth house on
28 February 28, 2013, in Aberdeen, South Dakota; and

29 WHEREAS, Homes Are Possible Inc. is a non-profit organization that builds affordable
30 housing for many people since the construction of its first home in 2003; and

31 WHEREAS, Homes Are Possible Inc. contributes to local communities by providing
32 housing options for low income South Dakotans:

1 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-Eighth Legislature of the
2 State of South Dakota, that Homes Are Possible Inc. should receive distinction for providing
3 affordable housing for the last ten years and reaching such an honorable milestone.

4 HC 1088 Introduced by: Representatives Feinstein, Hawks, Kirschman, and Soli and
5 Senators Heineman (Phyllis) and Soholt

6 A LEGISLATIVE COMMEMORATION, Commending and honoring the 2012 Boys Cross
7 Country State Class AA Champions of Sioux Falls Lincoln High School for their
8 outstanding athletic performance.

9 WHEREAS, Nathan Schroeder, Luke Jelen, Will Lauer, Free Bump, Kelly Fitzsimmons,
10 Corey McComber, and Ryan Patrick have shown exemplary patience, dedication, and tenacity
11 in combining their talents to secure the State Class AA Cross Country Championship; and

12 WHEREAS, the coaching staff helped facilitate and cultivate the physical, mental, and
13 emotional growth and development of the student athletics; and

14 WHEREAS, Nathan Schroeder, Luke Jelen, Will Lauer, Free Bump, Kelly Fitzsimmons,
15 Corey McComber, and Ryan Patrick have volunteered their time and unique talents for the
16 betterment of the Sioux Falls Lincoln High School Boys Cross Country Team:

17 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-Eighth Legislature of the
18 State of South Dakota, that the Legislature congratulates the Sioux Falls Lincoln High School
19 Boys Cross Country Team on their outstanding athletic performance.

20 HC 1089 Introduced by: Representatives Feinstein, Hawks, Kirschman, and Soli and
21 Senator Soholt

22 A LEGISLATIVE COMMEMORATION, Honoring Sioux Falls Washington Warriors debate
23 team members, Katlyn Powers and Jordan Simundson.

24 WHEREAS, the National Forensic League is the oldest and largest interscholastic forensic
25 organization, created to recognize high school students in speech and debate; and

26 WHEREAS, the Warriors debate team had two students, Katlyn Powers and Jordan
27 Simundson, place fourth in policy debate at the National Forensic League Debate in
28 Indianapolis, Indiana; and

29 WHEREAS, the duo put forth long hours of research, work, and practice in order to make
30 it to the National Forensic League Debate Nationals tournament; and

31 WHEREAS, the hard work put forth by Katlyn and Jordan helped to land the pair in the
32 semi-finals at the National Forensic League Debate Nationals:

1 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-Eighth Legislature of the
2 State of South Dakota, that the Legislature congratulates Katlyn Powers and Jordan Simundson
3 for their national fourth place finish in the policy debate at the National Forensic League Debate
4 tournament.

5 HC 1090 Introduced by: Representatives Feinstein, Hawks, Kirschman, and Soli and
6 Senators Buhl and Sohlt

7 A LEGISLATIVE COMMEMORATION, Honoring Katie Johnson, Kathleen Meredith,
8 Michaela Mayer, and Emily Winckler from the Sioux Falls Washington High School
9 Warriors Softball Team.

10 WHEREAS, Katie Johnson, Kathleen Meredith, Michaela Mayer, and Emily Winckler
11 earned spots on the Varsity A All-State Softball Team; and

12 WHEREAS, the student athletes of the Washington High School Girls Softball Team have
13 shown exemplary patience, dedication, and tenacity in winning their second consecutive Varsity
14 A title with an impressive record of twenty-nine wins and two losses; and

15 WHEREAS, all members of the Washington High School Girls Softball Team, including
16 the student athletes, coaches, parents, and fans have volunteered their time and unique talents
17 for the betterment of the Washington High Girls Softball Team:

18 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-Eighth Legislature of the
19 State of South Dakota, that the Legislature congratulates Katie Johnson, Kathleen Meredith,
20 Michaela Mayer, and Emily Winckler on their softball honors and awards.

21 HC 1091 Introduced by: Representatives Feinstein, Hawks, Hickey, Kirschman, and Soli
22 and Senators Buhl and Sohlt

23 A LEGISLATIVE COMMEMORATION, Honoring Devon O'Farrell from Washington High
24 School for a state wrestling championship.

25 WHEREAS, Devon O'Farrell had an outstanding wrestling season in 2012 with a final
26 record of forty-five wins and one loss; and

27 WHEREAS, in 2012 Devon O'Farrell was an individual state wrestling champion in the two
28 hundred twenty pound weight class at the Boys State Class A wrestling championships, winning
29 his title match by a score of six to four; and

30 WHEREAS, Devon O'Farrell demonstrated outstanding athletic ability, determination, and
31 the willingness to make sacrifices:

32 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-Eighth Legislature of the
33 State of South Dakota, that the Legislature honors Devon O'Farrell for his state wrestling
34 championship.

1 HC 1092 Introduced by: Representatives Feinstein, Hawks, Hickey, Kirschman, and Soli
2 and Senators Buhl and Soholt

3 A LEGISLATIVE COMMEMORATION, Honoring David Potratz from Washington High
4 School for his state wrestling championship.

5 WHEREAS, David Potratz had an outstanding wrestling season in 2012 with a final record
6 of forty-three wins and three losses; and

7 WHEREAS, in 2012 David Potratz was an individual state wrestling champion in the one
8 hundred six pound weight class at the Boys State Class A Wrestling Championship Tournament,
9 winning his title match by a score of four to one; and

10 WHEREAS, David Potratz demonstrated outstanding athletic ability, determination, and the
11 willingness to make sacrifices:

12 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-Eighth Legislature of the
13 State of South Dakota, that the Legislature honors David Potratz for his state wrestling
14 championship.

15 HC 1093 Introduced by: Representatives Feinstein, Hawks, Hickey, Kirschman, and Soli
16 and Senator Soholt

17 A LEGISLATIVE COMMEMORATION, Commending and honoring Kari Heck on her
18 outstanding 2012 track and field season for Sioux Falls Washington High School.

19 WHEREAS, Kari Heck has shown exemplary patience, dedication, and persistence in her
20 track and field career while a member of the Washington High School Track Team; and

21 WHEREAS, Kari won first place in four different State AA track events. She won first place
22 at the State Track Meet in the 100 meter dash with a time of 12.52, the 200 meter dash with a
23 time of 25.19, the 400 meter dash with a time of 55.91, and the long jump with a jump of
24 nineteen feet nine inches, helping the Sioux Falls Washington High School to the Girls State
25 AA Track and Field Championship; and

26 WHEREAS, Kari Heck is only one of thirteen girls who have earned four state track and
27 field championships in one year, and she earned a total of eleven titles in her high school career:

28 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-Eighth Legislature of the
29 State of South Dakota, that the Legislature congratulates Kari Heck on her outstanding track and
30 field season and career at Washington High School.

1 HC 1094 Introduced by: Representatives Feinstein, Hawks, Hickey, Kirschman, and Soli
2 and Senators Buhl and Soholt

3 A LEGISLATIVE COMMEMORATION, Honoring Nathan Gerry, Alex Waddell, and
4 Christian Parker from Washington High School for their first place finishes at the 2012 Boys
5 State Class AA Track Meet.

6 WHEREAS, Nathan Gary took first place in the 200 meter dash with a time of 21.83
7 seconds and in doing so demonstrated talent and hard work; and

8 WHEREAS, Alex Waddell showed outstanding hard work and superior spirit as he won first
9 place in the 800 meter dash with a time of 1.54.71; and

10 WHEREAS, Christian Parker showed outstanding spirit and great success on his high jump
11 state title which he won with a jump of six feet five inches:

12 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-Eighth Legislature of the
13 State of South Dakota, that the Legislature honors Nathan Gerry, Alex Waddell, and Christian
14 Parker from Washington High School for their first place finishes with the 2012 Boys State
15 Class AA Track Meet and for their outstanding 2012 track season.

16 HC 1095 Introduced by: Representatives Gibson, Bartling, Feickert, Feinstein, Hawks,
17 Hawley, Heinert, Hunhoff (Bernie), Killer, Kirschman, Parsley, Peterson, Ring, Schrempp, Soli,
18 Tyler, Verchio, and Wismer and Senators Frerichs, Bradford, Jones, Lucas, Sutton, and Welke

19 A LEGISLATIVE COMMEMORATION, Honoring Calder Eschenbaum from Lake Preston
20 High School.

21 WHEREAS, Calder Eschenbaum had an outstanding track season, as he demonstrated
22 outstanding athletic ability and skill during the 2012 Lake Preston Divers track season; and

23 WHEREAS, during the 2012 track season, Calder was the State B boys triple jump
24 champion at the 2012 State B Track Meet with a jump length of forty-three feet and six and one-
25 half inches; and

26 WHEREAS, showing that his hard work paid off, Calder is now a member of the South
27 Dakota State Track Team:

28 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-Eighth Legislature of the
29 State of South Dakota, that Calder Eschenbaum be honored for his State B boys track triple
30 jump championship.

1 HC 1096 Introduced by: Representatives Gibson, Bartling, Feickert, Feinstein, Hawks,
2 Hawley, Heinert, Hunhoff (Bernie), Killer, Kirschman, Parsley, Peterson, Ring, Schrempp, Soli,
3 Tyler, Verchio, and Wismer and Senators Frerichs, Bradford, Jones, Lucas, Sutton, and Welke

4 A LEGISLATIVE COMMEMORATION, Honoring Amanda Poppen from DeSmet High
5 School.

6 WHEREAS, Amanda Poppen had an outstanding track season in 2012 when she threw
7 discus for the DeSmet Bulldogs; and

8 WHEREAS, Amanda was the State Discus Champion at the 2012 State B Track Meet; and

9 WHEREAS, Amanda threw the discus one hundred twenty-five feet and five inches to win
10 first place at the state track meet:

11 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-Eighth Legislature of the
12 State of South Dakota, that Amanda Poppen be honored on her state discus championship.

13 HC 1097 Introduced by: Representatives Miller and Bolin and Senator Lederman

14 A LEGISLATIVE COMMEMORATION, Acknowledging the Dakota Valley girls softball
15 program for the progress made in ASA/USA girls fast pitch softball.

16 WHEREAS, in 2011 the Dakota Valley 14U girls softball team won the Class C state
17 tournament championship; and

18 WHEREAS, in 2012 the Dakota Valley 12U girls softball team was runner up in the Class
19 C state tournament championship; and

20 WHEREAS, in 2012 the Dakota Valley High School girls fall ball team was runner up in
21 the Class B state tournament championship; and

22 WHEREAS, with the tremendous support from head coach T.C.Weinandt, family, friends,
23 North Sioux City fans, and the Dakota Valley School Board, the girls reached three state
24 championship games in two years:

25 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-Eighth Legislature of the
26 State of South Dakota, recognizes the Dakota Valley girls softball program for the progress
27 made in ASA/USA girls fast pitch softball.

28 HC 1098 Introduced by: Representatives Gibson, Bartling, Feickert, Feinstein, Hawks,
29 Hawley, Heinert, Hunhoff (Bernie), Kirschman, Parsley, Peterson, Ring, Schrempp, Soli, Tyler,
30 Verchio, and Wismer and Senators Frerichs, Bradford, Jones, Lucas, Sutton, and Welke

31 A LEGISLATIVE COMMEMORATION, Honoring Eugene Martin from DeSmet High School
32 for his back to back state wrestling titles.

1 WHEREAS, Eugene Martin had outstanding wrestling seasons in 2012 and 2013. He was
2 the 2012 individual State B wrestling champion in the 182-pound weight class and the 2013
3 individual State B wrestling champion in the 195-pound weight class; and

4 WHEREAS, Eugene attained a personal record of 247-66 in his wrestling career; and

5 WHEREAS, Eugene also won the Scott Mechtenburg Memorial Scholarship at the 2013
6 State B Wrestling Tournament:

7 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-Eighth Legislature of the
8 State of South Dakota, that Eugene Martin be honored for his individual State B Wrestling
9 Championships.

10 Rep. Steele moved that the House do now adjourn, which motion prevailed and at
11 3:52 p.m. the House adjourned.

12 Arlene Kvislen, Chief Clerk